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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERSSUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

ORIGINAL

IN THE MATTER OF THE APPLICATION OF
CHINO MEADOWS II WATER COMPANY, INC.
FOR APPROVAL OF A RATE INCREASE.

DOCKET NO. W-02370A-14-0231

PROCEDURAL ORDER(Continuing Hearing and Reserving
Current Hearing Date for Public
Comment)**BY THE COMMISSION:**

On June 30, 2014, Chino Meadows II Water Company, Inc. ("Chino Meadows" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for a rate increase. The application noted that Chino Meadows' affiliate Granite Mountain Water Company ("Granite Mountain") also filed a rate application in a separate docket (Docket No. W-2467A-14-0230) on the same day. Chino Meadows requests that its application be processed and heard concurrently with Granite Mountain's application in order to assure that cost allocations will be consistent in the two cases. Chino Meadows requests that a procedural conference be held for a discussion of hearing dates and associated procedural deadlines. Chino Meadows states that to the extent necessary to accommodate the joint processing of the two applications, it waives the timeclock requirements set by the Commission's rules.

On July 24, 2014, the Commission's Utilities Division ("Staff") filed a Letter of Deficiency.

On August 25, 2014, Chino Meadows filed a Response to the Letter of Deficiency.

On September 8, 17, and 18, 2014, Chino Meadows filed letters and supplemental documents.

On September 19, 2014, Staff filed a Letter of Sufficiency indicating that Chino Meadows' application met the sufficiency requirements of A.A.C. R14-2-103, and classifying Chino Meadows as a Class C Utility.

On September 23, 2014, a Procedural Order was issued suspending the timeclock in this

1 matter as agreed to by the Company in order to accommodate the joint processing of this application
2 with the Granite Mountain rate application, and setting a procedural conference for October 2, 2014,
3 for the purpose of discussing the preparation for and conduct of the concurrent proceedings.

4 On October 2, 2014, a procedural conference was convened as scheduled. Chino Meadows,
5 Granite Mountain, and Staff appeared through counsel and discussed procedural issues.

6 On October 7, 2014, a Rate Case Procedural Order was issued setting a hearing to commence
7 on May 4, 2015, and establishing associated procedural deadlines to accommodate the parties'
8 requests for extended discovery timeframes.

9 On December 10, 2014, Chino Meadows filed an Affidavit of Publication.

10 On December 12, 2014, Chino Meadows filed an Affidavit of Customer Notice.

11 On February 11, 2015, Staff and Chino Meadows jointly filed a Stipulation to Extension for
12 Time ("Stipulation"), requesting that the hearing be continued to July 7, 2015. In the Stipulation,
13 Staff and Chino Meadows state that due to unanticipated delays in the Company's provision of plant
14 documentation to Staff, the Company and Staff have agreed that it would be in the interest of judicial
15 economy to extend the dates for filing testimony and all other related calendar events, other than the
16 deadline for interventions, which has already passed, for two months.

17 No objection has been filed. The request is reasonable, and Staff and the Company's joint
18 request should be granted.

19 IT IS THEREFORE ORDERED that the **hearing** in this matter currently scheduled to
20 commence on **May 4, 2015**, is hereby **continued** to commence on **July 13, 2015, at 10:00 a.m., or**
21 **as soon thereafter as is practical**, in Hearing Room No. 1 at the Commission's offices, 1200 West
22 Washington, Phoenix, Arizona 85007, and shall continue, if necessary, on **July 14, 2015, at 9:30**
23 **a.m.** and such other dates as are determined if needed.

24 IT IS FURTHER ORDERED that **public comment** on the rate application shall be taken on
25 the publicly noticed date of **May 4, 2015, at 10:00 a.m., or as soon thereafter as is practical**, in
26 Hearing Room No. 1 at the Commission's offices, 1200 West Washington, Phoenix, Arizona 85007.

27 IT IS FURTHER ORDERED that a **pre-hearing conference** shall be held on **July 8, 2015, at**
28 **2:00 p.m.**, or as soon thereafter as is practical, at the Commission's offices, Hearing Room No. 1,

1 1200 West Washington, Phoenix, Arizona 85007, for the purpose of scheduling witnesses and
2 discussing the conduct of the hearing. The pre-hearing conference shall be held concurrently with the
3 pre-hearing conference in Docket No. W-02370A-14-0230.

4 IT IS FURTHER ORDERED that the **Staff Report/direct testimony and associated**
5 **exhibits** to be presented at hearing by **Staff** shall be reduced to writing and filed on or before **May**
6 **11, 2015**.

7 IT IS FURTHER ORDERED that the **direct testimony and associated exhibits** to be
8 presented at hearing by **intervenors** shall be reduced to writing and filed on or before **May 11, 2015**.

9 IT IS FURTHER ORDERED that the **rebuttal testimony and associated exhibits** to be
10 presented at hearing by **Chino Meadows** shall be reduced to writing and filed on or before **June 8,**
11 **2015**.

12 IT IS FURTHER ORDERED that the **surrebuttal testimony and associated exhibits** to be
13 presented at hearing by **Staff and intervenors** shall be reduced to writing and filed on or before **June**
14 **29, 2015**.

15 IT IS FURTHER ORDERED that the **rejoinder testimony and associated exhibits** to be
16 presented at hearing by **Chino Meadows** shall be reduced to writing and filed on or before **July 6,**
17 **2015**.

18 IT IS FURTHER ORDERED that **all testimony** filed shall include a **table of contents** listing
19 the issues discussed.

20 IT IS FURTHER ORDERED that **all filings shall be made by 4:00 p.m.** on the date the
21 filing is due, unless otherwise indicated.

22 IT IS FURTHER ORDERED that **the parties shall prepare, jointly or individually, and**
23 **bring to the pre-hearing conference, copies of an issues matrix** setting forth all disputed issues in
24 the case, the position of each party on each disputed issue, whether the disputed issue remains in
25 dispute or has been resolved, and the manner in which it was resolved.

26 IT IS FURTHER ORDERED that **any objections to prefiled testimony or exhibits shall be**
27 **made before or at the July 8, 2015, pre-hearing conference.**
28

1 IT IS FURTHER ORDERED that any **substantive corrections, revisions, or supplements**
2 **to prefiled testimony**, with the exception of rejoinder testimony, shall be reduced to writing and filed
3 no later than five calendar days before the witness is scheduled to testify. Substantive corrections,
4 revisions, or supplements to prefiled rejoinder testimony shall be reduced to writing and presented on
5 the first day of hearing.

6 IT IS FURTHER ORDERED that any motion filed in this matter, other than a motion to
7 intervene, that is not ruled upon by the Commission within 20 calendar days of the filing date of the
8 motion shall be deemed denied.

9 IT IS FURTHER ORDERED that any response to a motion, other than a motion to intervene,
10 shall be filed within five calendar days of the filing date of the motion.

11 IT IS FURTHER ORDERED that any reply related to a motion shall be filed within five
12 calendar days of the filing date of the response to the motion.

13 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
14 Communications) applies to this proceeding and shall remain in effect until the Commission's
15 Decision in this matter is final and non-appealable.

16 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
17 31, 38 and 42 and A.R.S. § 40-243 with respect to practice of law and admission *pro hac vice*.

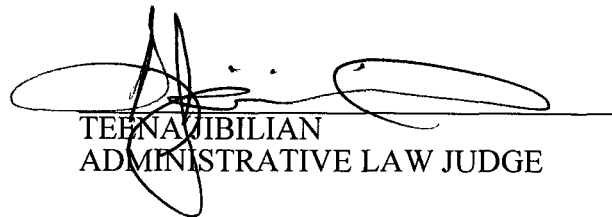
18 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
19 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
20 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings
21 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
22 discussion unless counsel has previously been granted permission to withdraw by the Administrative
23 Law Judge or the Commission.

24 IT IS FURTHER ORDERED that each party to this matter may opt to receive service of all
25 Procedural and Recommended Orders issued by the Commission's Hearing Division in this matter
26 via e-mail rather than U.S. Mail, as permitted under A.A.C. R14-3-107(B). To exercise this option, a
27 party shall send to hearingsdivision@azcc.gov, from the e-mail address at which the party desires to
28 receive service, an e-mail request including the name of the party on whom service is to be made and

1 the docket number for this matter. After a party receives an e-mail confirmation of its request from
2 hearingsdivision@azcc.gov, the party will receive all future Procedural and Recommended Orders
3 issued by the Hearing Division in this matter via e-mails to the address provided by the party, unless
4 and until the party withdraws its request. Service of a document via e-mail shall be considered
5 complete upon the sending of an e-mail containing the document to the e-mail address provided by a
6 party, regardless of whether the party receives or reads the e-mail containing the document.

7 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
8 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
9 hearing.

10 DATED this 18th day of February, 2015.

11
12
13 
14 TEENA JIBILIAN
ADMINISTRATIVE LAW JUDGE

15 Copies of the foregoing mailed/delivered
16 this 18th day of February, 2015 to:

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18 CRAIG A. MARKS, PLC
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By: 

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